

Sec.

- (d) Finality of determinations; insured losses.
- (e) Effective date.
- (f) Definitions.
- 1978. Restriction on importation of fishery or wild-life products from countries which violate international fishery or endangered or threatened species programs.
 - (a) Certification to President.
 - (b) Notification to Congress.
 - (c) Importation of fish products from offending country prohibited.
 - (d) Periodic review by Secretary of Commerce or Secretary of the Interior; termination of certification; notice.
 - (e) Penalties; forfeiture; customs laws.
 - (f) Enforcement.
 - (g) Regulations.
 - (h) Definitions.
- 1979. Fishermen's Protective Fund.
- 1980. Compensation for loss or destruction of commercial fishing vessel or gear.
 - (a) Definitions.
 - (b) Causes of loss or destruction.
 - (c) Eligibility for compensation.
 - (d) Application for compensation; initial determination of eligibility; amount of compensation; review of initial determination; subrogation of United States upon payment.
 - (e) Surcharge on foreign fishing vessels.
 - (f) Fishing Vessel and Gear Damage Compensation Fund; requirements, etc.
 - (g) Penalty for false or misleading statements.
- 1980a. Reimbursement of owner for fee paid to navigate foreign waters if fee inconsistent with international law.
 - (a) Reimbursable fees.
 - (b) Documentation.
 - (c) Timeliness.
 - (d) Funding; appropriations.
 - (e) Claim against foreign government.
 - (f) "Owner" defined.
- 1980b. Sanctions for imposition of conditions on U.S. fishing vessel found inconsistent with international law.
 - (a) Certification.
 - (b) Sanctions.
 - (c) "Fishing vessel" defined.
 - (d) Sanctions commensurate with conditions certified.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 16 section 972c; title 48 section 1904.

§ 1971. "Vessel of the United States" defined

For the purposes of this chapter the term "vessel of the United States" shall mean any private vessel documented or certificated under the laws of the United States. Notwithstanding any other law, the documentation or certification of any such vessel shall not be considered to be affected, for the purposes of this chapter, in any manner or to any extent if at any time during any voyage for the purpose of fishing beyond the fishery conservation zone (as defined in section 1802(8)¹ of title 16), the vessel is commanded by other than a citizen of the United States.

(Aug. 27, 1954, ch. 1018, §1, 68 Stat. 883; Pub. L. 95-541, §14(a), Oct. 28, 1978, 92 Stat. 2057; Pub. L.

96-561, title II, §238(b), Dec. 22, 1980, 94 Stat. 3300; Pub. L. 104-208, div. A, title I, §101(a) [title II, §211(b)], Sept. 30, 1996, 110 Stat. 3009, 3009-41.)

REFERENCES IN TEXT

Section 1802(8) of title 16, referred to in text, which defined "fishery conservation zone", was repealed and section 1802(6) of Title 16, Conservation, defining the term "exclusive economic zone", was added by Pub. L. 99-659, title I, §101(a), Nov. 14, 1986, 100 Stat. 3706. Section 1802 was subsequently amended and the term "exclusive economic zone" is defined elsewhere in that section.

AMENDMENTS

1996—Pub. L. 104-208 made technical amendment to reference in original act which appears in text as reference to section 1802(8) of title 16.

1980—Pub. L. 96-561 made technical amendment to reference in original act which appears in text as reference to section 1802(8) of title 16.

1978—Pub. L. 95-541 provided that the documentation or certification of a vessel of the United States not be affected if at any time during the voyage for the purpose of fishing beyond the fishery conservation zone, the vessel is commanded by other than a citizen of the United States.

EFFECTIVE DATE OF 1996 AMENDMENT

Section 101(a) [title II, §211(b)] of div. A of Pub. L. 104-208 provided that the amendment made by that section is effective 15 days after Oct. 11, 1996.

EFFECTIVE DATE OF 1980 AMENDMENT

Section 238(b) of Pub. L. 96-561 provided that the amendment made by that section is effective 15 days after Dec. 22, 1980.

EFFECTIVE DATE OF 1978 AMENDMENT

Section 14(b) of Pub. L. 95-541 provided that the amendment made by section 14(a) of Pub. L. 95-541, amending this section, was to take effect Jan. 1, 1978, prior to the general amendment by Pub. L. 104-227, title I, §107, Oct. 2, 1996, 110 Stat. 3042.

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-450, title I, §101, Nov. 7, 2000, 114 Stat. 1941, provided that: "This title [amending section 1977 of this title] may be cited as the 'Fishermen's Protective Act Amendments of 2000'."

SHORT TITLE

Pub. L. 90-482, §4, Aug. 12, 1968, 82 Stat. 730, provided that: "The Act of August 27, 1954 (68 Stat. 883; 22 U.S.C. 1971-1976), as amended by this Act [this chapter], may be cited as the 'Fishermen's Protective Act of 1967'."

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 48 section 1904.

§ 1972. Action by Secretary of State upon seizure of vessel by foreign country; preconditions

If—

(1) any vessel of the United States is seized by a foreign country on the basis of claims to jurisdiction that are not recognized by the United States, or on the basis of claims to jurisdiction recognized by the United States but exercised in a manner inconsistent with international law as recognized by the United States;¹

(2) any general claim of any foreign country to exclusive fishery management authority is

¹ See References in Text note below.

¹ So in original. Probably should be followed by "or".